

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION AT COLUMBUS**

In re: OHIO EXECUTION
PROTOCOL LITIGATION,

: Case No. 2:11-cv-1016

District Judge Edmund A. Sargus, Jr.
Magistrate Judge Michael R. Merz

This Order relates to
James Tench and Willie Wilks

ORDER GRANTING INTERVENTION AS OF RIGHT

This consolidated capital § 1983 case is before the Court on Unopposed Motions to Intervene by proposed Plaintiff-Intervenors Willie Wilks (ECF No. 2718) and James Tench (ECF No. 2719). Tench and Wilks argue that, as death-sentenced individuals, they have significant interest in the outcome of the instant case that may not be adequately protected by the existing parties, none of whom would be prejudiced by their intervention (Motions, ECF No. 2718, PageID 134095; ECF No. 2719, PageID 134588).

A motion to intervene is a non-dispositive pretrial matter on which an assigned Magistrate Judge has authority to act.

Noting the lack of opposition (Motions, ECF No. 2718, PageID 134095; ECF No. 2719, PageID 134588) and finding that proposed Plaintiff-Intervenors meet the standards for intervention of right, Fed.R.Civ.P. 24(a)(2), the Court GRANTS the Motions. Tench and Wilks are hereby permitted to join in the litigation as Plaintiffs.

IT IS SO ORDERED.

January 21, 2020.

s/ *Michael R. Merz*
United States Magistrate Judge